

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NORTH CAROLINA
STATESVILLE DIVISION
COURT FILE NO.: 5:10-cv-00158**

WILLIAM BYRON CALDWELL Plaintiff, v. SESSOMS & ROGERS, P.A. and FIA CARD SERVICES, N.A. f/k/a MBNA AMERICA BANK, N.A., Defendants.	<u>NOTICE OF DISMISSAL WITH PREJUDICE</u>
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NOW COMES Plaintiff WILLIAM BYRON CALDWELL in the above-referenced action, and hereby files this Notice of Dismissal With Prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), dismissing any and all claims against all Defendants with prejudice in the above-referenced action.

THIS the 20th day of January, 2011.

Respectfully submitted,

By: s/Travis E. Collum
N.C. Bar No. 29158
Attorney for Plaintiff
Travis E. Collum, Attorney at Law, P.A.
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CERTIFICATE OF SERVICE

I, Travis E. Collum, do hereby certify that the foregoing **NOTICE OF DISMISSAL WITH PREJUDICE** in this action, was served via the Court Clerk's CM/ECF system which will provide notice to:

Mr. Mitchell A. Meyers
Attorney for Defendants
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This the 20th day of January, 2011.

s/ Travis E. Collum
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